### TRANSPORTATION COMMITTEE AGENDA SEPTEMBER 13, 2006

- A. ADOPTION OF AGENDA
- B. APPROVAL OF MINUTES
- C. DISCUSSION ITEMS
  - 1. MARTA QUARTERLY REPORT MARTA STAFF
  - 2. PUBLIC WORKS PARKING METER PROGRAM DPW STAFF

#### D. RESOLUTION(S)

06-R-1306 (1)

A Resolution by Transportation Committee authorizing the Aviation General Manager to issue Work Authorization No. 5 to Atlanta Gateway Designers, a Joint Venture between Gresham, Smith & Partners and Duckett Design Group, for FC-7369-01C, Architectural and Engineering Major Support Services in an amount not to exceed \$8,500,000.00 for Program Validation, Concept Development and Schematic Design of the Maynard Holbrook Jackson, Jr. International Terminal Project at Hartsfield-Jackson Atlanta International Airport; all contracted work shall be charged to and paid from Fund, Account and Center Number 2H33 (2004 Airport Passenger Facility Charge Buildings) 574001 (Facilities other than Fund) Bond R21E012693CR (Eastside Terminal - MHJIT (Non-Amt); and for other purposes. (Held 7/12/06 for additional discussion and consideration by Committee; Worksession held 8/22/06; Referred by Full Council 9/05/06.)

06-R-2031 (2)

A Resolution by Transportation Committee authorizing the Mayor to execute Change Order No.1 with Kissberg Construction, Inc. for FC-7382-01, Annual Contract for Citywide Demolition Services, on behalf of the Department of Aviation; in an Amount not to exceed \$165,801.60; all contracted services will be charged to and paid from Fund, Account and Center Number 2832 (Airport Revenue Bond Fund) 574001 (Facilities Other Than Buildings) R21E012693CQ (Eastside Terminal – MHJIT (NON-AMT)); and for other purposes.

06-R-2032 (3)

A Resolution by Transportation Committee authorizing the Mayor to execute an Agreement with Dynalectric Company for FC-3006007946, Airline Employee Parking Relocation – Phase I, on behalf of the Department of Aviation, in an amount not to exceed \$2,448,610.65; all contracted work will be charged to and paid from Fund, Account and Center Number 2H21 (Airport Renewal and Extension Fund) 574001 (Facilities Other Than Buildings) R21001 (Hartsfield Capital Programs); and for other purposes.

### TRANSPORTATION COMMITTEE AGENDA Page Two September 13, 2006

#### D. <u>RESOLUTION(S)</u> (CONT'D)

06-R-2033 (4)	A Resolution by Transportation Committee authorizing the Mayor
	to execute a Space Permit covering 848.09 square feet of space at
	Hartsfield-Jackson Atlanta International Airport with Frontier
	Airlines, Inc., on behalf of the Department of Aviation; and for
	other purposes.

- O6-R-2034 (5) A Resolution by Transportation Committee authorizing the Mayor to execute a Space Permit covering 1,312.83 square feet of space at Hartsfield-Jackson Atlanta International Airport with Air Canada; and for other purposes.
- O6-R-2035 (6) A Resolution by Transportation Committee authorizing the Mayor to execute a Space Permit covering 553.39 square feet of space at Hartsfield-Jackson Atlanta International Airport with KLM Royal Dutch Airlines, on behalf of the Department of Aviation; and for other purposes.
- O6-R-2036 (7)

  A Resolution by Transportation Committee authorizing the Mayor to execute a Space Permit covering 1,018.59 square feet of space at Hartsfield-Jackson Atlanta International Airport with British Caledonian Airways, LTD., on behalf of the Department of Aviation; and for other purposes.

#### E. PAPER(S) HELD IN COMMITTEE

- O6-O-0186 (1) An Ordinance by Councilmember Natalyn M. Archibong as amended by Transportation Committee authorizing the Mayor or her designee to make Harold Avenue, NE a Three-Way Stop where it intersects with Muriel Avenue, NE; and for other purposes. (Amended and held 1/11/06 at request of the Department of Public Works pending additional study and discussion with author.)
- O6-O-0189 (2) An Ordinance by Councilmember Natalyn M. Archibong as amended by Transportation Committee authorizing the Mayor or her designee to make the intersection of Indiana Avenue, NE and Connecticut Avenue, NE an All-Way Stop; and for other purposes. (Amended and held 1/11/06 at request of the Department of Public Works pending additional study and discussion with author.)
- O6-O-0489 (3) An Ordinance by Councilmember Joyce M. Sheperd authorizing the Mayor or her designee to study vehicular and pedestrian traffic on Metropolitan Parkway to determine the placement of additional traffic calming signage warning of the School Zone for Capitol View Elementary School; and for other purposes. (Held 2/15/06 at request of the Department of Public Works pending additional study.)

### TRANSPORTATION COMMITTEE AGENDA Page Three September 13, 2006

#### E. PAPER(S) HELD IN COMMITTEE (CONT'D)

- O6-O-0490 (4) An Ordinance by Councilmember Joyce M. Sheperd authorizing the Mayor or her designee to install traffic calming measures to reduce speeding on Springdale Road, SW from Perkerson Drive, SW to Cleveland Avenue, SW; and for other purposes. (Held 2/15/06 at request of the Department of Public Works pending additional study.)
- O6-O-0491 (5) An Ordinance by Councilmember Joyce M. Sheperd authorizing the Mayor or her designee to install traffic calming measures to reduce speeding on Oak Drive, SE from Empire Boulevard, SE to Brownsmill Road, SE; and for other purposes. (Held 2/15/06 at request of the Department of Public Works pending additional study.)
- O6-O-0492 (6) An Ordinance by Councilmember Joyce M. Sheperd authorizing the Mayor or her designee to install traffic calming measures to reduce speeding on Bromack Road, SE from Macon Drive, SE to Brownsmill Road, SE; and for other purposes. (Held 2/15/06 at request of the Department of Public Works pending additional study.)
- O6-O-1328 (7)

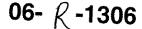
  An Ordinance by Councilmembers Mary Norwood and Clair Muller as substituted by Transportation Committee to make the southbound intersections of Northside Drive at King Road, Blackland Drive, Valley Road and Tuxedo Road and the westbound intersections of West Paces Ferry Road at Tuxedo Road, Woodhaven, Habersham Road, West Andrews Drive, Chatham Road and Valley Road No-Left Turn; and for other purposes. (Substituted and held 6/14/06 to provide the authors an opportunity to perfect the legislation.)
- O6-R-1572 (8)

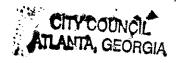
  A Resolution by Councilmember Kwanza Hall requesting that the Mayor or her designee remove those Parking meters on Auburn Avenue from Courtland Street to Jackson Street; and for other purposes. (Held 7/12/06 for additional discussion and consideration by Committee and presentation on the City Parking Meter Program by Public Works.)
- O6-O-1600 (9)

  An Ordinance by Councilmember Clair Muller authorizing the Mayor, on behalf of the City to grant a temporary Construction Easement to CSX Transportation ("CSX") through Tanyard Creek Park, and to enter into a Memorandum of Understanding with CSX setting forth the consideration to be received by the City in exchange for granting the construction Easement; and waiving the application to CSX of provisions \_\_\_\_\_ of the Atlanta Code of Ordinances for purposes of the Construction Easement only; and for other purposes. (Held 8/16/06 at the request of the Department to work out details of the Agreement with CSX.)

### TRANSPORTATION COMMITTEE AGENDA Page Four September 13, 2006

- F. <u>ITEMS NOT ON THE AGENDA</u>
- G. ADJOURNMENT





#### A RESOLUTION BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE AVIATION GENERAL MANAGER TO WORK AUTHORIZATION NO. 5 TO ATLANTA GATEWAY DESIGNERS, A JOINT VENTURE BETWEEN GRESHAM, SMITH & AND **DUCKETT PARTNERS** DESIGN GROUP. FOR FC-7369-01C, ARCHITECTURAL AND ENGINEERING MAJOR SUPPORT SERVICES IN AN AMOUNT NOT TO EXCEED EIGHT MILLION FIVE HUNDRED THOUSAND DOLLARS AND NO CENTS (\$8,500,000.00) FOR PROGRAM VALIDATION. CONCEPT DEVELOPMENT AND SCHEMATIC DESIGN OF THE MAYNARD HOLBROOK JACKSON, JR. INTERNATIONAL TERMINAL PROJECT AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT: CONTRACTED WORK SHALL BE CHARGED TO AND PAID FROM FUND. ACCOUNT AND CENTER NUMBER 2H33 (2004 AIRPORT PASSENGER FACILITY CHARGE BOND FUND) 574001 (FACILITIES OTHER THAN BUILDINGS) R21E012693CR (EASTSIDE TERMINAL - MHJIT (NON-AMT)); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City"), as owner and operator of the Hartsfield-Jackson Atlanta International Airport, has undertaken a major expansion of the Airport to accommodate the increasing air traffic including the Maynard Holbrook Jackson, Jr. International Terminal (MHJIT); and

WHEREAS, the original Architectural and Engineering design of the MHJIT Project was accomplished by Leo A. Daly Company, KHAFRA Engineering Consultants, Inc., Anthony C. Baker Architects & Planners, PC, and Browder + LeGuizamon and Associates, a Joint Venture (TDT) under City Contract FC-7320-01; and

WHEREAS, the cost to construct the MHJIT Project as designed by TDT exceeded the available funds for the project; and

WHEREAS, the City did terminate for cause Contract FC-7320-01 with TDT; and

WHEREAS, the City requires Architectural and Engineering design services to redesign the MHJIT to ensure that the cost to construct the facility is within the available funds for the project; and

WHEREAS, the City has existing Contracts with two (2) Architectural and Engineering design firms, Atlanta Gateway Designers and Hartsfield Support Services Team, which have the ability, capacity, and contractual provisions to undertake a work authorization of this magnitude; and

WHEREAS, the Department of Aviation did review the qualifications of each of these firms and conducted oral discussions with each of the firms to determine if the firms were prepared to undertake the redesign project; and

WHEREAS, Atlanta Gateway Designers has been determined to be the most qualified firm to accomplish the redesign of the MHJIT project; and

WHEREAS, the City finds it in its best interest to issue a Work Authorization to Atlanta Gateway Designers through its Architectural and Engineering Major Support Services Contract.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVED, that the Aviation General Manager is hereby authorized to issue Work Authorization No. 5 to Atlanta Gateway Designers, A Joint Venture between Gresham, Smith & Partners and Duckett Design Group, for FC-7369-01C, Architectural and Engineering Major Support Services for program validation, concept development and schematic design services for the MHJIT redesign Project in an amount not to exceed Eight Million Five Hundred Thousand Dollars and No Cents (\$8,500,000.00).

**BE IT FURTHER RESOLVED,** that all work contracted shall be charged to and paid from Fund, Account, and Center Number 2H33 (2004 Airport Passenger Facility Charge Bond Fund) 574001 (Facilities Other Than Buildings) R21E012693CR,(Eastside Terminal – MJHIT (NON-AMT).

**BE IT FURTHER RESOLVED,** that the Aviation General Manager is directed to prepare an appropriate Work Authorization.

**BE IT FINALLY RESOLVED** that this Work Authorization will not become binding upon the City and the City will incur no obligation or liability under it until it has been executed by the Aviation General Manager and has been delivered to Atlanta Gateway Designers.

# Atlanta Gateway Design Summary of Work Authorizations

FIDM IQINT VENTIBE NAME							
	AUTHORIZATION	SCOPE OF SERVICES	COUNCIL AMOUNT	<u></u>	<u> </u>	EBO PARTICIPATING	D I
				WORK AUTHORIZATION ISSUED	DAIE	TO DATE	
FC-7369-01C - Atlanta Gateway Designers, Authorizing Resolution 02-R-1568, Sept. 16, 2002. Contract Executed May 7, 2003. Contract Term 2 years with 2 (1) year renewal options. Contract expires 05/07/05. First 1-year renewal 05/08/06 (05-R-0699).	03-R-0150	CPTC Renovations/ Upgrade Project	\$3,175,984.00	\$3,117,245.94	\$2,819,276.53		
Team Information: A Joint Venture between: Gresham, Smith and Partners (GS&P) (Non MBE) Duckett and VanDevere Associates (DVA) (MBE/FBE) Daniel Viscardi, Principal-in-Charge Jay Wohgelmuth, Project Mgr Grag VanDevere, Assistant Project Mgr.	03-R-1177	CONRAC APM Transportation Stations (Gateway, CPTC)	\$1,500,000.00	\$723,684.03	\$588,147.22		
Consultant Team: 1. Corgan Associates 2. Cheeks Hornbein Architects (MBE) 3. The Architecture Groun (EDE)	05-R-0203	100% Hold Bag Screening	\$2,400,000.00	\$2,347,138.61	\$1,082,321.47		
F (N) (N) Ming (N) Ming (N)	06-R-XXXX	100% Hold Bag Screening Construction Administration (Pending Council Approval)	\$1,700,000.00				
IOIALS FOR PAGE			\$8,775,984.00	\$6,188,068.58	\$4,489,745.22	Total 38. AABE 23. FBE 14.	<b>38.41%</b> 23.56% 14.84%
The state of the s		The second secon					7

#### Atlanta City Council

#### REGULAR SESSION

06-R-1306 AUTH.AVIATION GENERAL MANAGER TO ISSUE WORK AUTH.NO 5 TO ATL. GATEWAY DESIGNERS REFER

YEAS: 8
NAYS: 0
ABSTENTIONS: 1
NOT VOTING: 1
EXCUSED: 5

ABSENT 1

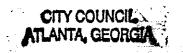
Y Smith Y Archibong Y Moore E Mitchell E Hall Y Fauver E Martin Y Norwood A Young Y Shook B Maddox E Willis Y Winslow Y Muller E Sheperd NV Borders

### CONDITION FOR APPROVAL FORM (TO ACCOMPANY LEGISLATION)

COMMITTEE: AMANAGAM DATE: 8/30/6
ORDINANCE #RESOLUTION #_66-R-1306
REQUESTED BY: Committee
DIRECTED TO: <u>De Costa</u> ; <u>Prouvement</u>
NATURE OF CONDITION FOR APPROVAL:
De Costa must meet w/ Ms. Moore to explain rationale / utilizing this Contractor; All und Construction
of proceeds to be derived man the content with pute the proceeds to be derived man the content when is this information due, and to whom?
domitte. Ms Moore; committee for all future from trusts!
WILL THIS RESULT IN AN AMENDMENT TO THE LEGISLATION?
YES ( ) NO ( )
WILL THIS RESULT IN A SUBSTITUTE TO THE LEGISLATION?
YES ( ) NO ( )
HAS THIS INFORMATION BEEN RECEIVED? YES ( ) NO ( )
DATE OF RECEIPT:

#### TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE		ATTN: GREG PRIDGEON	
Legislative Counsel (Signature):	Megan Middleton	Megan Midel	Son
Contact Number:	6207		
Originating Department:	Aviation		
Committee(s) of Purview:	ransportation Commi	ttee	
Council Deadline: Ma	y 30, 2006		
Committee Meeting Date(s):	June 14, 2006	Full Council Date: Mune	19, 2006
Commissioner Signature Mtl	MADE.		
CAPTION	¥		
DESIGNERS, A JOINT V PARTNERS AND DUCKE ARCHITECTURAL AND E IN AN AMOUNT NOT TO THOUSAND DOLLARS (\$8 CONCEPT DEVELOPMEN MAYNARD HOLBROOK J PROJECT AT HARTSFIE AIRPORT. ALL CONTRAC PAID FROM FUND, ACCO R21E012693CR [2004 A BOND FUND, FACILITIE TERMINAL - MHJIT (NON-	ETT DESIGN GROUP, NGINEERING MAJOR EXCEED EIGHT MILE, 5,500,000.00) FOR PROPERTY AND SCHEMATIC ACKSON, JR. INTERICACION ATLANCTED WORK SHALL EVENT AND CENTER NUTRORT PASSENGER OTHER THAN BU-AMT); AND FOR OTH	FOR FC-7369-01C, SUPPORT SERVICES LION FIVE HUNDRED OGRAM VALIDATION, DESIGN OF THE NATIONAL TERMINAL TA INTERNATIONAL DE CHARGED TO AND UMBER_2H33 574001 DE FACILITY CHARGE UILDINGS, EASTSIDE	
FINANCIAL IMPACT (if any) \$8,	500,000.00		
Mayor's Staff Only		·····	
Received by Mayor's Office:(date)		wed by:	
Submitted to Council:	400		



06- R-2031

#### A RESOLUTION BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 1 WITH KISSBERG CONSTRUCTION, INC. FOR FC-7382-01, ANNUAL CONTRACT FOR CITYWIDE DEMOLITION SERVICES, ON BEHALF OF THE DEPARTMENT OF AVIATION; IN AN AMOUNT NOT TO EXCEED ONE HUNDRED SIXTY FIVE THOUSAND EIGHT HUNDRED ONE DOLLARS AND SIXTY CENTS (\$165,801.60); ALL CONTRACTED SERVICES WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 2832 (AIRPORT REVENUE BOND FUND) 574001 (FACILITIES OTHER THAN BUILDINGS) R21E012693CQ (EASTSIDE TERMINAL – MHJIT (NON-AMT)); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") did enter into an agreement with Kissberg Construction, Inc. ("Kissberg") for FC-7382-01, for Annual Contract for Citywide Demolition Services; and

WHEREAS, the City acquired Gilbert Gardens from the Atlanta housing Authority and relocated the residents due to high aircraft noise levels; and

WHEREAS, Gilbert Gardens was constructed to be low maintenance and extremely durable, existing of concrete masonry behind the brick exterior, concrete flooring and three (3) layers of roofing materials; and

WHEREAS, the use of these materials was not foreseen in the solicitation and bid pricing for FC-7382-01, Annual Contract for Citywide Demolition Services, and was unknown until demolition began; and

WHEREAS, the Department of Aviation has negotiated a change order with Kissberg, using unit prices contained in the bid pricing sheet, in an amount not to exceed One Hundred Sixty Five Thousand Eight Hundred One Dollars and Sixty Cents (\$165,801.60); and

WHEREAS, the Aviation General Manager and the Chief Procurement Officer recommend the execution of Change Order No. 1 with Kissberg for FC-7382-01, Annual Contract for Citywide Demolition Services.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute Change Order No. 1 with Kissberg Construction, Inc. ("Kissberg") for FC-7382-01, Annual Contract for Citywide Demolition Services, in an amount not to exceed One Hundred Sixty Five Thousand Eight Hundred One Dollars and Sixty Cents (\$165,801.60).

**BE IT FURTHER RESOLVED,** that the City Attorney is directed to prepare and appropriate agreement for execution by the Mayor.

**BE IT FURTHER RESOLVED**, that this Agreement will not become binding on the City and the City will incur no obligation nor liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to Kissberg.

**BE IT FINALLY RESOLVED,** that all contracted work will be charged to and paid from Fund, Account and Center Number 2H32 (Airport Revenue Bond Fund) 574001 (Facilities Other Than Buildings) R21E012693CQ (Eastside Terminal – MHJIT (NON-AMT).



CITY OF ATLANTA
DEPT. OF PROCUREMENT
Shirley Franklin
2008 APR 2 Mayor 12-21

Benjamin R. DeCosta Aviation General Manager

April 18, 2006

TO:

Adam L. Smith, Chief Procurement Officer

Department of Procurement

FROM:

Benjamin R. DeCosta, Aviation General Manage

Department of Aviation

SUBJECT:

Request for Change Order - Demolition of Gilbert Gardens under Citywide

Demolition Services (FC-7382-02) Contract

The Department of Aviation (DOA) is requesting the Department of Procurement (DOP) process a change order for demolition services being provided under the City Demolition Services contract by Kissberg Construction at Gilbert Gardens. The City acquired Gilbert Gardens from the Atlanta Housing Authority and relocated the residents due to high aircraft noise levels previously experienced by the residents at the site. When Gilbert Gardens was constructed in the early 1970s to serve as a low income housing community, the housing units were constructed in such a manner to be low maintenance and extremely durable. To ensure durability, additional wall, flooring, and roofing materials were used in the complex's construction. More specifically, concrete masonry unit (cinder block) was placed behind the brick exterior; heavily reinforced concrete flooring was used for the second level; and three layers of roofing were applied.

The use of this quantity of material is not typical of a conventional one- or two-level structure and was not foreseen in the Citywide Demolition Services contract, as evidenced by the items in the contract's bid pricing sheet. The use of these additional materials was not foreseen prior to demolition and this unforeseen condition was encountered after demolition commenced. My staff has negotiated a change order amount with Kissberg for \$165,801.60 and the amount is predicated on using unit prices contained on the contract's bid pricing sheet. Please prepare a change order for this amount and the necessary legislation for Council approval per the directive from the Mayor's Office dated September 7, 2004 regarding legislation coordination with the Chief of Staff's Office.

If additional information is required to process this request, please contact DOA Contracts Area at 404-209-3170, ext. 131.

xc:

G. Geeter

B. Hollaway

M. Eady

L. Manigault

File





CHY OF ATLANTA
DEPT. OF FRODUREMENT
2000 JUN -7 PM 1: 37

#### **MEMORANDUM**

Date:

June 5, 2006

To:

Girard Geeter

Deputy Procurement Officer

From:

Franklin Rucker, P.E.

Director of Engineering

Subject:

FC-7382-01, Annual Contract for City Wide Demolition Services

2006 Price Adjustments for Kissberg Construction

The Department of Aviation (DOA) has reviewed the request, forwarded from your office, by Kissberg Construction to adjust the contract line item prices for the referenced contract. The attached table illustrates the DOA's recommended contract line item adjustments. These adjustments were based on an evaluation of information submitted by Kissberg Construction for applicable contract items. The adjustments referenced are for construction cost escalation from fiscal year 2001 to fiscal year 2006.

If you have any questions, please contact me at (404) 530-5521.

#### Attachment

Cc:

Dan Molloy

File

FC-7382-01
Kissberg Construction
2006 Contract Line Item Price Increases

		Figure 1 and		es demai de dicinera en proprio dicinera dependante de la Constança de Constança de Constança de Constança de C	
DESCRIPTION	2001 Contract Line Items	2006 DOA Recommended adjustments for fuel costs	2006 DOA Recommended adjustments for dump fees	2006 DOA Recommended adjustments for Bonding &	Total of adjusted Contract Line Item amounts
	The state of the s		The second desired desired and the second desired desi		
Frame structure per sq. ft.	\$2.60	80.35	60 4E		This was a property or any property of the state of the s
Story from the each additional level per sq.ft	\$1.00	\$0.14	\$0.13 \$0.15	90.08	Control of the Contro
Frame withrick veneer for each additional level	\$2.60	\$0.35	\$0.15	50,04	1-11-11-11-11-11-11-11-11-11-11-11-11-1
Story solid masonay and a defitional level per sq.ft.	\$1.00	\$0.14	\$0.15	#C.00	~~~
Slow solid masonar for ooch addition	\$2.60	\$0.35	\$0.15	50.0 <del>0</del>	
Story concrete structure w/ raise	\$1.00	\$0.14	\$0.15	90.08	
Accessory structure (brick or block)	\$2.00	\$0.27	\$0.15	\$0.05	
Accessory stricture frame (brick or block)	\$1.00	\$0.14	\$0.15	\$0.03	***************************************
Removal of exterior debris (trees, old appliance, face)	\$1.00	\$0.14	\$0.15	\$0.03	WOOD IS AND
Removal of exterior debris (old appliances force)	\$6.00	\$0.82	\$0.15	\$0.14	
Structures with steen note (above 6/43 gitch)	\$4.00	\$0.54	\$0.15	80.08	
Removal of tires (ner tire)	\$0.75	\$0.10	\$0.15	\$0.02	The second secon
Additional fill dirt needed to level a lot per August	\$1.00	\$0.14	\$0.15	\$0.03	The second secon
Planting of ground cover (grace)	\$2.00	\$0.27		\$0.05	Andrea - The Control of the Control
Install silt screen 24 inch (nor linger # )	\$0.25	\$0.03		\$0.02	A THE PARTY OF THE
Install silt screen 36 inch (per linear # )	\$0.25	\$0.03	7 A A A A A A A A A A A A A A A A A A A	\$0.02	
of the linear it.)	\$0.25	\$0.03	Old and the second seco	\$0.02	\$0.30
	A the state of the	THE STANSON AND ASSESSED IN A STANSON ASSESSED IN THE STANSON ASSESSED AS A STANSON ASSESSED.			
Totals	\$29.30	\$3.98	\$1.95	\$0.77	\$36.00
	A STATE OF THE PARTY PARTY OF THE PARTY PA				20.00
		The state of the s	And the second s		

#### TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE ATTN: GREG PRIDGEON
Legislative Counsel (Signature):_Megan S. Middleton_/WgmS/WWCHO
Contact Number: 6207
Originating Department: _Aviation
Committee(s) of Purview: <u>Transportation</u>
Council Deadline: August 28, 2006
Committee Meeting Date(s): Sept. 13, 2006 Full Council Date: Sept. 18, 2006
Commissioner Signature McA
CAPTION
A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE CHANGE ORDER NO. 1 WITH KISSBERG CONSTRUCTION, INC. FOR FC-7382-01, ANNUAL CONTRACT FOR CITYWIDE DEMOLITION SERVICES, ON BEHALF OF THE DEPARTMENT OF AVIATION; IN AN AMOUNT NOT TO EXCEED ONE HUNDRED SIXTY FIVE THOUSAND EIGHT HUNDRED ONE DOLLARS AND SIXTY CENTS (\$165,801.60); ALL CONTRACTED SERVICES WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 2H32 (AIRPORT REVENUE BOND FUND) 574001 (FACILITIES OTHER THAN BUILDINGS) R21E012693CQ (EASTSIDE TERMINAL – MHJIT (NON-AMT)); AND FOR OTHER PURPOSES.
FINANCIAL IMPACT (if any) \$165,801.60
Mayor's Staff Only
Received by Mayor's Office: 8.31.06 Reviewed by: Reviewed by:
Submitted to Council: $\frac{9}{(\text{date})} \frac{106}{(\text{date})}$



#### A RESOLUTION BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH DYNALECTRIC COMPANY FOR FC-3006007946, AIRLINE EMPLOYEE PARKING RELOCATION – PHASE I, ON BEHALF OF THE DEPARTMENT OF AVIATION, IN AN AMOUNT NOT TO EXCEED TWO MILLION FOUR HUNDRED FORTY EIGHT THOUSAND SIX HUNDRED TEN DOLLARS AND SIXTY FIVE CENTS (\$2,448,610.65); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 2H21 (AIRPORT RENEWAL AND EXTENSION FUND) 574001 (FACILITIES OTHER THAN BUILDINGS) R21001 (HARTSFIELD CAPITAL PROGRAMS); AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City"), as owner and operator of the Hartsfield-Jackson Atlanta International Airport ("Airport"), has undertaken a major expansion program to facilitate Passenger and Facility Improvements; and

WHEREAS, these construction projects have interrupted and terminated use of several long-term and economy public parking lots; and

WHEREAS, to accommodate the traveling public, the City is relocating an employee/tenant parking lot to the Northwest Airlines parking facilities and these employees/tenants will be bussed to the terminal area; and

WHEREAS, the former employee/tenant parking lot will be transformed into a new public parking facility; and

WHEREAS, the City did solicit bids for FC- 3006007946, Airline Employee Parking Relocation – Phase I; and

WHEREAS, the General Manager of the Department of Aviation and the Chief Procurement Officer of the Department of Procurement have recommended that the Contract for Project Number FC-3006007946, Airline Employee Parking Relocation – Phase I, be awarded to Dynalectric Company in an amount not to exceed Two Million Four Hundred Forty Eight Thousand Six Hundred Ten Dollars and Sixty Five Cents (\$2,448,610.65).

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute an appropriate Agreement with Dynalectric Company for FC-3006007946, Airline Employee Parking Relocation – Phase I, in an amount not to exceed Two Million Four Hundred Forty Eight Thousand Six Hundred Ten Dollars and Sixty Five Cents (\$2,448,610.65).

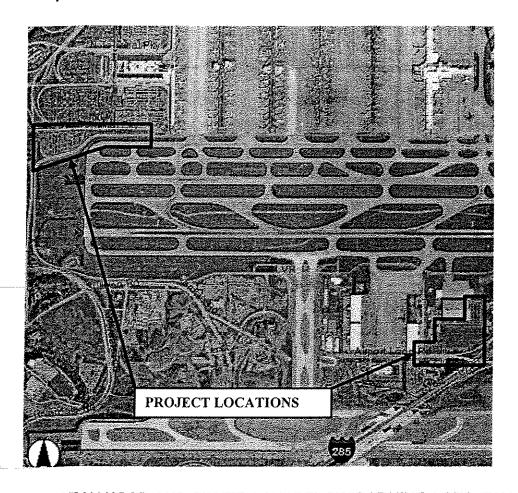
**BE IT FURTHER RESOLVED,** that the term of the Agreement will be for One Hundred Eighty (180) days from the issuance of the Notice to Proceed.

**BE IT FURTHER RESOLVED**, that the City Attorney is directed to prepare an appropriate Agreement for execution by the Mayor.

**BE IT FURTHER RESOLVED**, that this Agreement will not become binding on the City and the City will incur no obligation nor liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to Dynalectric Company.

**BE IT FINALLY BE RESOLVED**, that all contracted work will be charged to and paid for from Fund, Account and Center Number 2H21 (Airport Renewal & Extension Fund) 574001 (Facilities Other Than Buildings) R21001 (Hartsfield Capital Programs).

#### Site Map



NORTHWEST HANGAR AND SILVER / OVERFLOW PARKING LOTS (PHASE 1A & 1B)



August 22, 2006

Shirley Franklin

Mayor

Benjamin R. DeCosta Aviation General Manager

TO:

Adam L. Smith, Chief Procurement Officer

Department of Procurement

FROM:

Benjamin R. DeCosta, Aviation General Manage

Department of Aviation

SUBJECT:

FC-3006007946, Airline Employee Parking Relocation-Phase I

We have completed our review of the Bid Evaluation Package for subject project for Dynalectric Company and Keri Construction Company, as provided by the Department of Procurement on

The bid amounts for these two (2) bidders are as follows:

Dynalectric Company

\$2,448,610.65

Keri Construction Company

\$2,572,725.00

Based on our review of these bids and in accordance with the of City of Atlanta Code Section 2-1188 Competitive Sealed Bidding, Subsection (k) Award, the Department of Aviation (DOA) is recommending award of this project to the lowest responsive and responsible bidder, Dynalectric Company, in an amount not to exceed \$2,448,610.65.

The account to be charged is 2H21-774001-R21001 - Airport Renewal and Extension Fund, Facilities other than Buildings, Hartsfield Capital Programs.

If additional information is required, please contact Mary Eady at 404-530-2422.

#### Attachments

XC:

G. Geeter

D. East

A. Orr

T. Davis

F. Rucker

M. Eady

L. Manigault

A. Williams

File





2018 2008 10 201 40 51

#### CITY OF ATLANTA

Shirley Franklin Mayor

**SUITE 1700** 55 TRINITY AVENUE, SW ATLANTA, GA 30303 (404) 330-6010 Fax: (404) 658-7359 Internet Home Page: www.atlantaga.gov

OFFICE OF CONTRACT COMPLIANCE **Hubert Owens** Director howens@atlantaga.gov

#### MEMORANDUM

TO: Adam L. Smith Esq.

Chief Procurement Officer

FROM: Hubert Owens

Director - Office of Contract Compliance

RE: FC 3006007946, Airport Employee Parking Relocation Phase 1

DATE: August 8, 2006

The Office of Contract Compliance has evaluated two (2) bids for minority and female business enterprise participation. Both proponents are eligible under Section 2-1449(a) (2) (C), and both of them have been deemed responsive by the Office of Contract Compliance. For your information, the proponents have committed to utilizing M/FBEs as indicated below:

Dynalectric Georgia		
Carter Brothers, LLC.	AABE	1.70%
Premier Electric Supply, Inc.	AABE	3.40%
D & D Electric	FBE	24.00%
Total Participation		28.10%
Kemi Construction Co. Inc.		
Civil Works	AABE	10.00%
Landers Enterprises	AABE	7.00%
Young Electrical Contractors	FBE	17.00%
Total Participation		34.00%

If you have questions, please contact me at (404) 330-6010 or Larry Scott at (404) 330-6016.

cc: File

Derek East, DOP

# AIRLINE EMPLOYEE PARKING RELOCATION

MR. DEREK EAST CONTRATING OFFICER

DATE: JULY 26, 2006

BID RESULTS

TOTAL # OF BIDDERS - 2

									Kemi Construction Company \$2,572,725.00 Eligible		Dynalectric Company \$2 448 610 65	BASE BID Local Bidder Status	
									migible	ciigibie		Local Bidder Status	
								Ting: Cic	Fligible	Eligible			
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# CERTIFIED TRUE AND CORRECT TABULATION OF BIDS

DATE:

Atlanta International Airport Hartsfield-Jackson

CITY OF ATLANTA
DEPARTMENT OF AVIATION

# HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT

TAB. CHECKED BY: TAB. PREPARED BY: BIDS REVIEWED BY:

M. Jackson 3-Aug-06

G. Odivilas

PROJECT TITLE:
Project WBS No:
CONTRACT NO: Airline Employee Parking Relocation - Phase I D.06.00.001

FC-3006007946; AIP NO.: July 26, 2006

BIDS OPENED:

## BID TABULATION

	F-162-7	F-162-6	7-102-5	-102-4	7-162-3	F-162-2	F-162-1		P-629-1	P-621-1	P-603-1	P-602-1	P-402-1		P-209-1	P-156-1	D.153.5	P-152-4	P.152.3	0 500	150	2	4	24.4	SP-2-1	24-1-1	Sign No.	Town Min	
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# CERTIFIED TRUE AND CORRECT TABULATION OF BIDS

DATE:

Hartsfield-Jackson **Atlanta International Airport** 

CITY OF ATLANTA
DEPARTMENT OF AVIATION

HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT

PROJECT TITLE:
Project WBS No:
CONTRACT NO: Airline Employee Parking Relocation - Phase I D.06.00.001

FC-3006007946; AIP NO.: July 26, 2006

BIDS OPENED:

DATE: TAB. PREPARED BY: BIDS REVIEWED BY: TAB. CHECKED BY:

G. Odivitas 3-Aug-06

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# CERTIFIED TRUE AND CORRECT TABULATION OF BIDS

DATE:

# Atlanta International Airport

CITY OF ATLANTA
DEPARTMENT OF AVIATION

HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT

Project WBS No: CONTRACT NO:

PROJECT TITLE:

Airline Employee Parking Relocation - Phase I D.06.00.001

BIDS OPENED: FC-3006007946; AIP NO.: July 26, 2006

> BIDS REVIEWED BY: TAB. CHECKED BY: TAB. PREPARED BY:

M. Jackson G. Odivilas

3-Aug-06

## BID TABULATION

					1	llem No.	
						Description	
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#### TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE ATTN: GREG PRIDGEON
Legislative Counsel (Signature): Megan S. Middleton WGGWMWGUCH
Contact Number: 6207
Originating Department: Aviation
Committee(s) of Purview: Transportation
Council Deadline: August 28, 2006
Committee Meeting Date(s): Sept. 13, 2006 Full Council Date: Sept. 18, 2006
Commissioner Signature NA
CAPTION
A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH DYNALECTRIC COMPANY FOR FC-3006007946, AIRLINE EMPLOYEE PARKING RELOCATION – PHASE I, ON BEHALF OF THE DEPARTMENT OF AVIATION, IN AN AMOUNT NOT TO EXCEED TWO MILLION FOUR HUNDRED FORTY EIGHT THOUSAND SIX HUNDRED TEN DOLLARS AND SIXTY FIVE CENTS (\$2,448,610.65); ALL CONTRACTED WORK WILL BE CHARGED TO AND PAID FROM FUND, ACCOUNT AND CENTER NUMBER 2H21 (AIRPORT RENEWAL AND EXTENSION FUND) 574001 (FACILITIES OTHER THAN BUILDINGS) R21001 (HARTSFIELD CAPITAL PROGRAMS); AND FOR OTHER PURPOSES.
FINANCIAL IMPACT (if any) \$2,448,610.65
Mayor's Staff Only
Received by Mayor's Office: 8.31.0 Reviewed by:
Submitted to Council: $\frac{9/1/06}{(date)}$

#### CITY COUNCIL. ATLANTA, GEORGIA.

#### A RESOLUTION BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SPACE PERMIT COVERING 848.09 SQUARE FEET OF SPACE AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT WITH FRONTIER AIRLINES, INC., ON BEHALF OF THE DEPARTMENT OF AVIATION; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") owns and operates the Hartsfield-Jackson Atlanta International Airport ("Airport"); and

WHEREAS, Frontier Airlines, Inc. ("Frontier") desires to lease 646.71 square feet of space on the Ticketing Level of the North Terminal and 201.38 square feet of space on the Apron Level of Concourse D-South at the Airport ("Premises"); and

WHEREAS, the City and Frontier desire to execute a Hartsfield-Jackson Atlanta International Airport Space Permit ("HJAIA Permit") covering said Premises; and

WHEREAS, the Aviation General Manager believes that it is in the best interest of the Airport and the City to enter into an HJAIA Permit with Frontier and recommends the execution of the Permit.

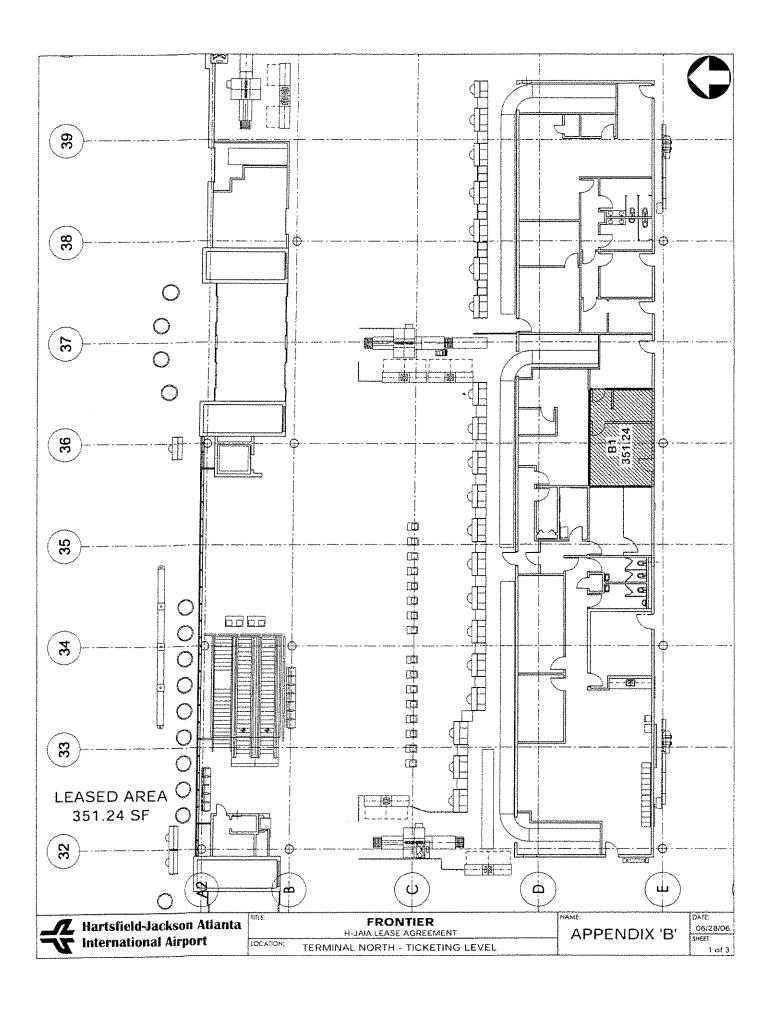
THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute an HJAIA Space Permit with Frontier Airlines, Inc. ("Frontier") which shall contain the following terms, conditions, and provisions:

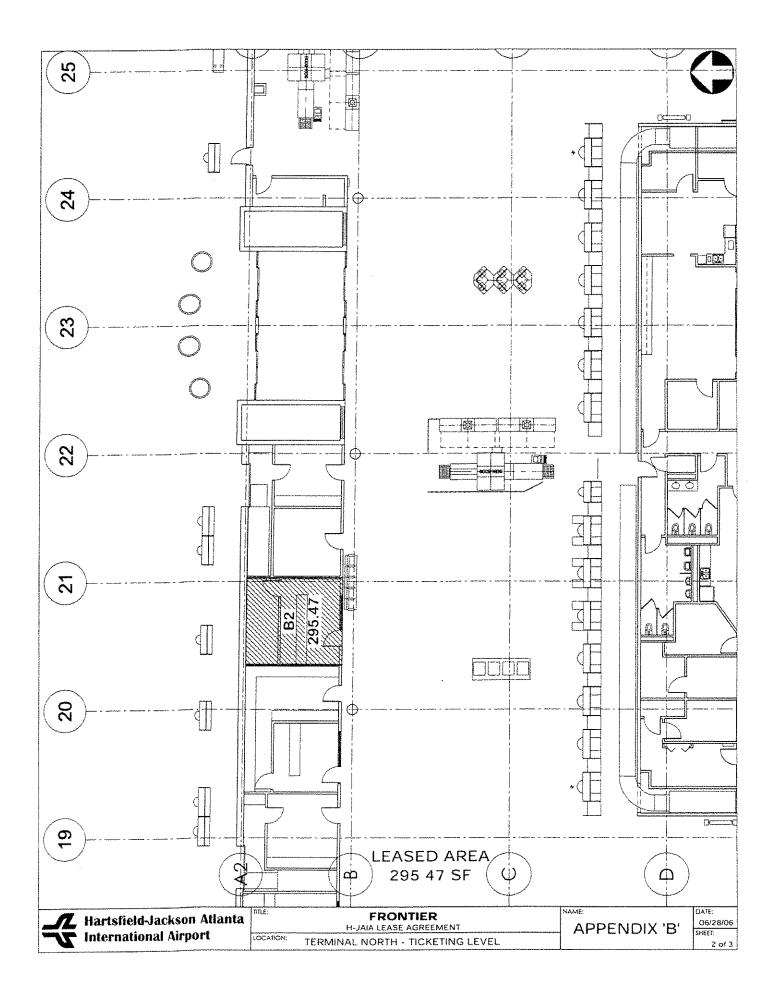
- 1) a term commencing on the date of execution of the Permit and ending on September 20, 2010, which is the date that the various existing Central Passenger Terminal Space Permits are set to expire; and
- 2) rental rates in accordance with the appropriate schedule of rates and charges as published from time to time by Department of Aviation's Finance Department; and
- 3) a provision allowing for the termination of the Permit at the convenience of either party upon thirty (30) days prior written notice to the other; and
- 4) a provision authorizing the Aviation General Manger to approve the expansion, contraction or relocation of leased premises without further act of Council provided that any expansion of the leased premises be limited to not more than 2,000 additional square feet; and
- 5) such other terms and conditions as may be required by City ordinances or state

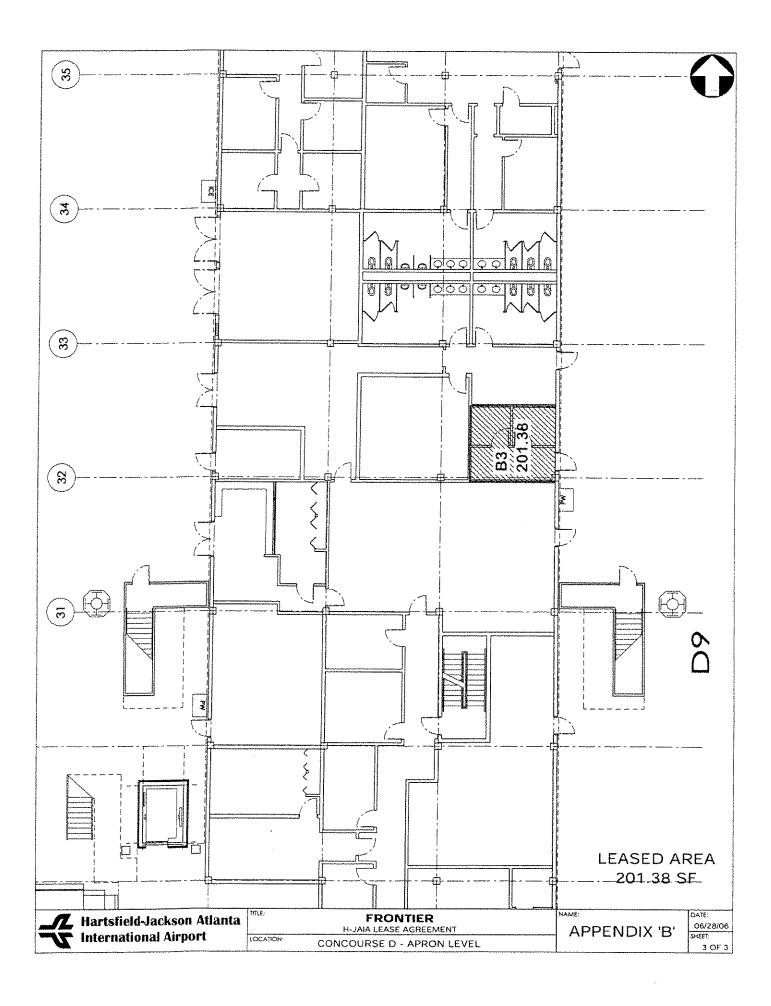
or federal law or which are otherwise deemed appropriate by the Aviation General Manager.

**BE IT FURTHER RESOLVED** that the City Attorney is directed to prepare an appropriate Agreement for execution by the Mayor.

**BE IT FINALLY RESOLVED** that the Permit will not become binding upon the City, and the City will incur no obligation or liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney, and delivered to Frontier.







#### TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE ATTN: GREG PRIDGEON
Legislative Counsel (Signature):_Megan S. Middleton Wegus Multiple
Contact Number:6207
Originating Department: _Aviation
Committee(s) of Purview:Transportation
Council Deadline:_August 28, 2006
Committee Meeting Date(s): Sept. 13, 2006_ Full Council Date: Sept. 18, 2006
Commissioner Signature Mels Miller
CAPTION
A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SPACE PERMIT COVERING 848.09 SQUARE FEET OF SPACE AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT WITH FRONTIER AIRLINES, INC.; AND FOR OTHER PURPOSES
FINANCIAL IMPACT (if any) \$
Mayor's Staff Only
Received by Mayor's Office: 8.29.06 Reviewed by:
Submitted to Council: 9/106

#### CITY COUNCIL. ATLANTA, GEORGIA

06- R -2034

#### A RESOLUTION BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SPACE PERMIT COVERING 1,312.83 SQUARE FEET OF SPACE AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT WITH AIR CANADA; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") owns and operates the Hartsfield-Jackson Atlanta International Airport ("Airport"); and

WHEREAS, Air Canada desires to lease 421.78 square feet of space on the Ticketing Level of the North Terminal at the Airport and 891.05 square feet of space on the Apron Level of Concourse D-South at the Airport ("Premises"); and

WHEREAS, the City and Air Canada desire to execute a Hartsfield-Jackson Atlanta International Airport Space Permit ("HJAIA Permit") covering the Premises; and

WHEREAS, the Aviation General Manager believes that it is in the best interest of the Airport and the City to enter into an HJAIA Permit with Air Canada and recommends the execution of the Permit.

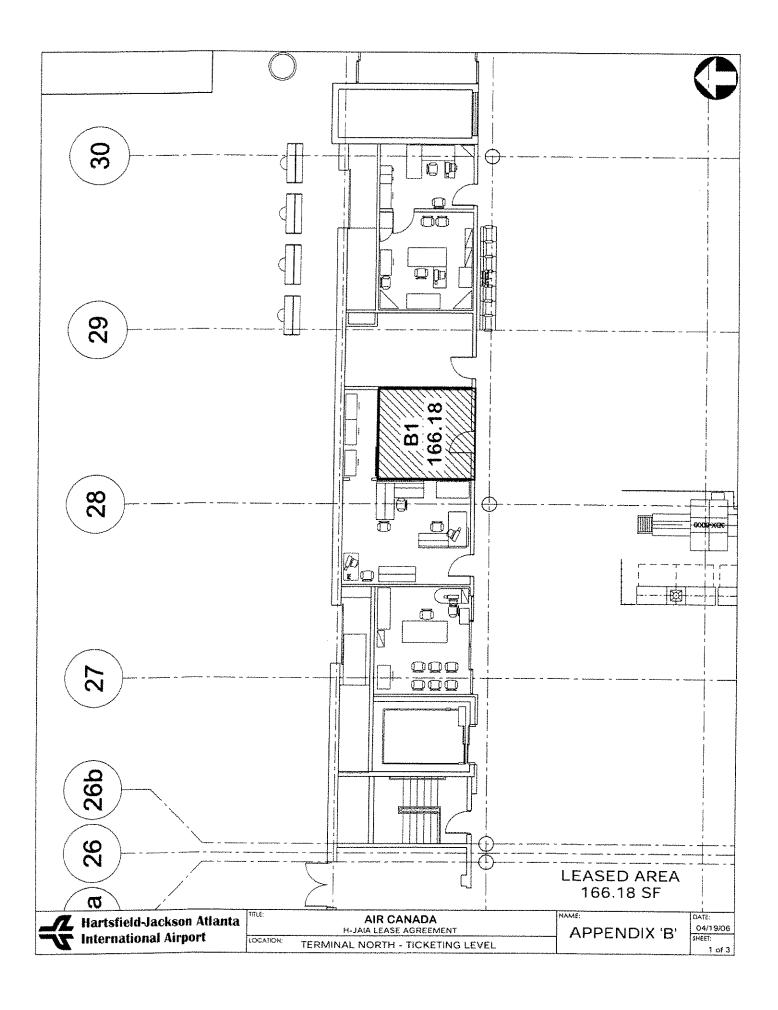
THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute a HJAIA Permit with Air Canada which shall contain the following terms, conditions, and provisions:

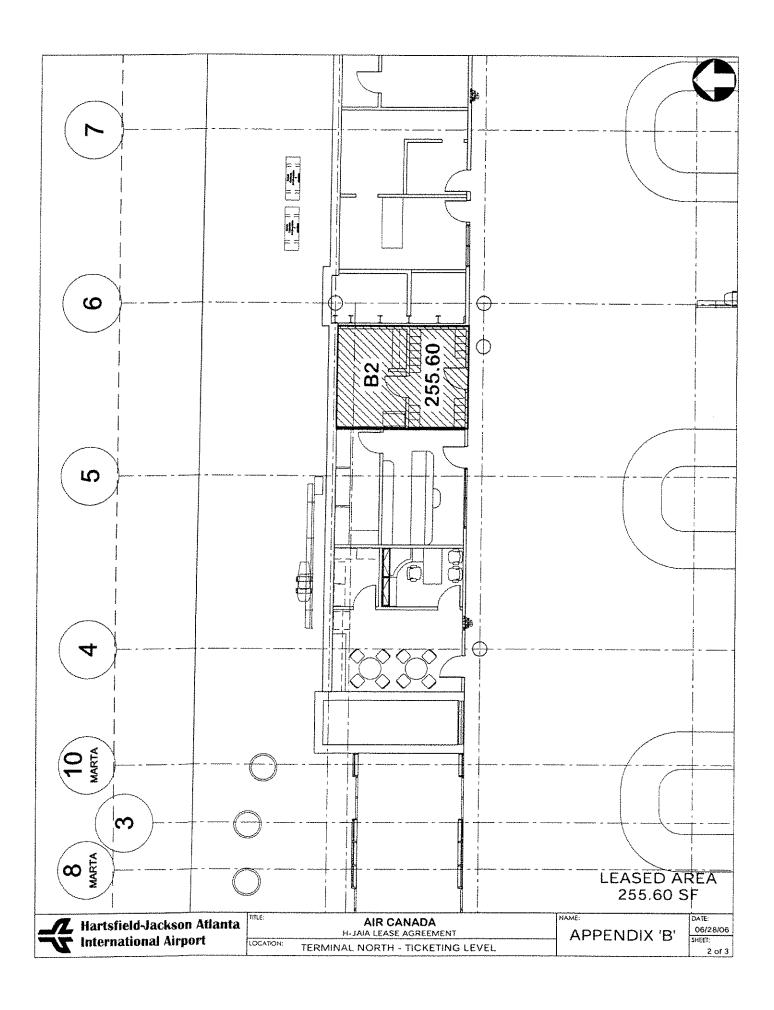
- 1) a term commencing on the date of execution of the Permit and ending on September 20, 2010, which is the date that the various existing Central Passenger Terminal Space Permits are set to expire; and
- rental rates in accordance with the appropriate schedule of rates and charges as published from time to time by Department of Aviation's Finance Department; and
- 3) a provision allowing for the termination of the Permit at the convenience of either party upon thirty (30) days prior written notice to the other; and
- 4) a provision authorizing the Aviation General Manager to approve the expansion, contraction or relocation of leased premises without further act of Council provided that any expansion of the leased premises be limited to not more than 2,000 additional square feet; and
- 5) such other terms and conditions as may be required by City ordinances or state or federal law or which are otherwise deemed appropriate by the Aviation General Manager.

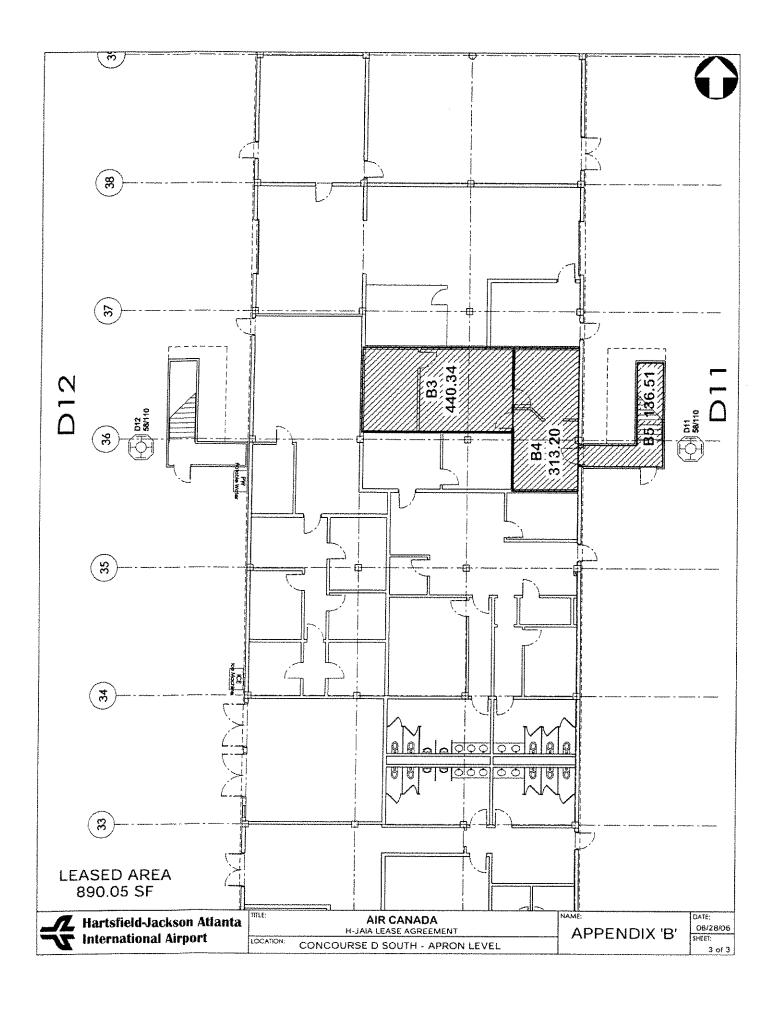
**BE IT FURTHER RESOLVED** that the City Attorney is directed to prepare an appropriate Agreement for execution by the Mayor.

**BE IT FINALLY RESOLVED** that the Permit will not become binding upon the City, and the City will incur no obligation or liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney and delivered to Air Canada.

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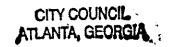






### TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE	ATTN: GREG PRIDGEON
Legislative Counsel (Signature):_Megan S. Mi	ddleton Nepvi Mulliul
Contact Number:6207	
Originating Department: _Aviation	
Committee(s) of Purview:Transportation	
Council Deadline:_August 28, 2006	*
Committee Meeting Date(s): Sept. 13, 2006_ F	ull Council Date: Sept. 18, 2006
Commissioner Signature Mb	Wer-
CAPTION	
A RESOLUTION AUTHORIZING THE M PERMIT COVERING 1,312.83 SQUARE FE JACKSON ATLANTA INTERNATIONAL AND FOR OTHER PURPOSES.	ET OF SPACE AT HARTSFIELD-
FINANCIAL IMPACT (if any) \$	
Mayor's Staff Only	
Received by Mayor's Office: 8. 29.06 (date)	Reviewed by:
Submitted to Council: $\frac{Q}{(date)}$	•••



06- R -2035

# A RESOLUTION BY TRANSPORTATION COMMITTEE

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SPACE PERMIT COVERING 553.39 SQUARE FEET OF SPACE AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT WITH KLM ROYAL DUTCH AIRLINES, ON BEHALF OF THE DEPARTMENT OF AVIATION; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") owns and operates the Hartsfield-Jackson Atlanta International Airport ("Airport"); and

WHEREAS, KLM Royal Dutch Airlines ("KLM") desires to lease 173.77 square feet of space on the Ticketing Level of the North Terminal and 379.62 square feet of space on the Boarding Level of Concourse E at the Airport ("Premises"); and

WHEREAS, the City and KLM desire to execute a Hartsfield-Jackson Atlanta International Airport Space Permit ("HJAIA Permit") covering said Premises; and

WHEREAS, the Aviation General Manager believes that it is in the best interest of the Airport and the City to enter into an HJAIA Permit with KLM and recommends the execution of the Permit.

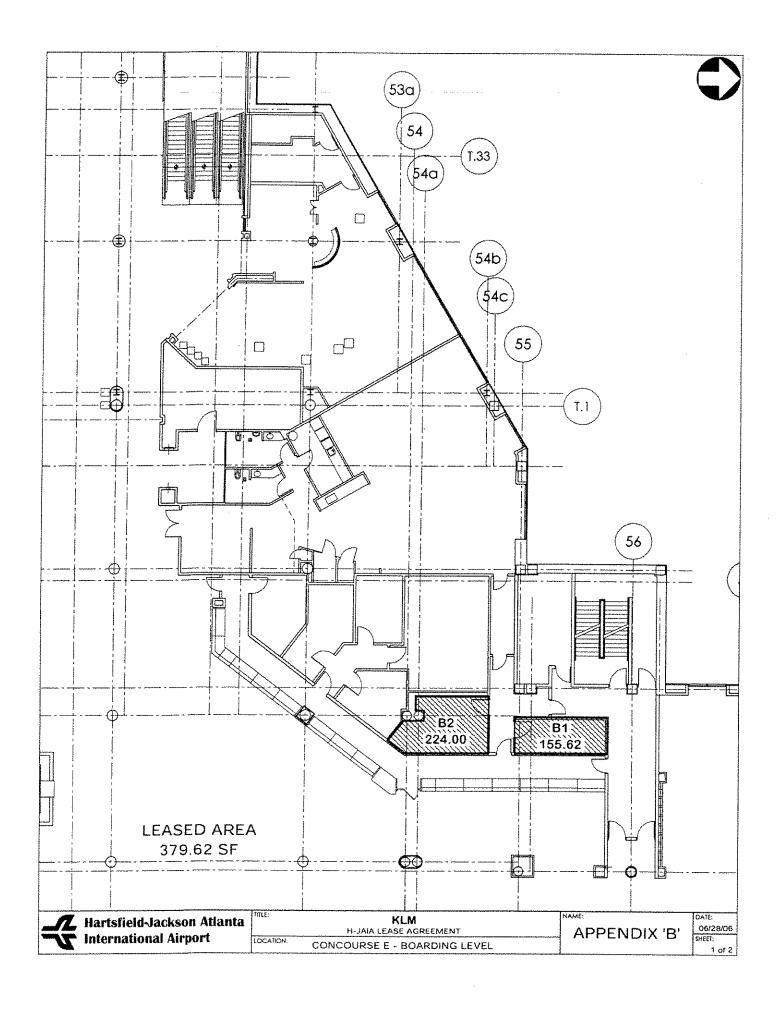
THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to an HJAIA Space Permit with KLM Royal Dutch Airlines ("KLM") which shall contain the following terms, conditions, and provisions:

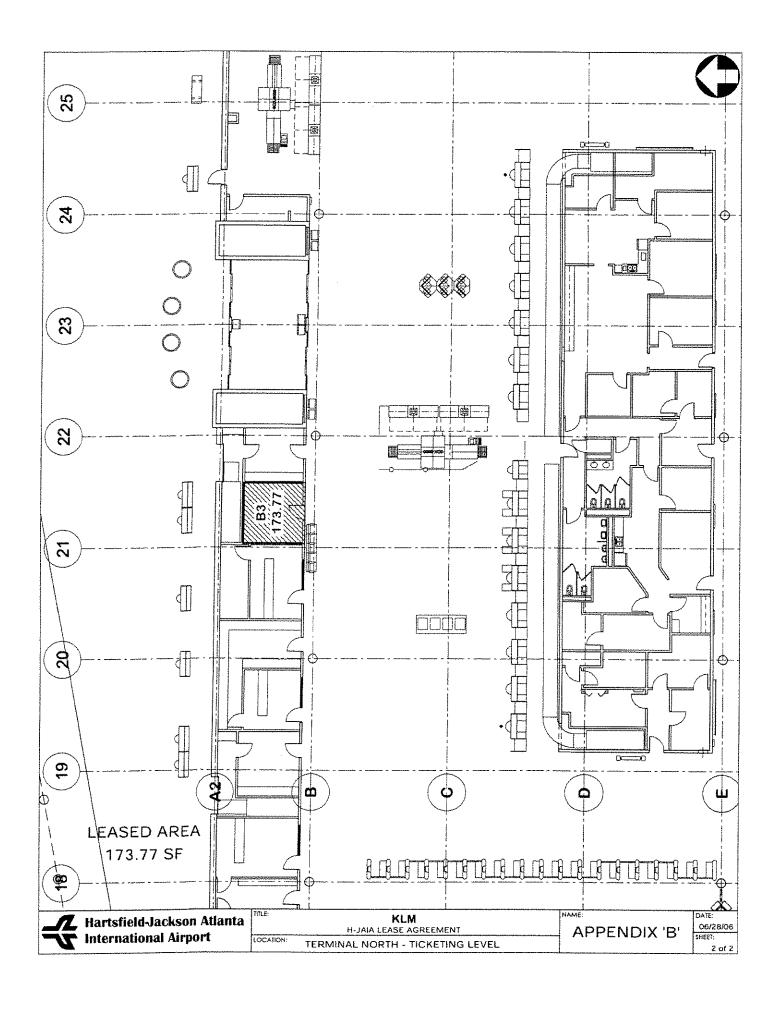
- 1) a term commencing on the date of execution of the Permit and ending on September 20, 2010, which is the date that the various existing Central Passenger Terminal Space Permits are set to expire; and
- 2) rental rates in accordance with the appropriate schedule of rates and charges as published from time to time by Department of Aviation's Finance Department; and
- 3) a provision allowing for the termination of the Permit at the convenience of either party upon thirty (30) days prior written notice to the other; and
- 4) a provision authorizing the Aviation General Manager to approve the expansion, contraction or relocation of leased premises without further act of Council provided that any expansion of the leased premises be limited to not more than 2,000 additional square feet; and

5) such other terms and conditions as may be required by City ordinances or state or federal law or which are otherwise deemed appropriate by the Aviation General Manager.

**BE IT FURTHER RESOLVED** that the City Attorney is directed to prepare an appropriate Agreement for execution by the Mayor.

**BE IT FINALLY RESOLVED** that the Permit will not become binding upon the City, and the City shall incur no obligation or liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney, and delivered to KLM.





## TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE ATTN: GREG PRIDGEON
Legislative Counsel (Signature):_Megan S. Middleton My MM Muddle Manual
Contact Number: _6207
Originating Department: _Aviation
Committee(s) of Purview:Transportation
Council Deadline: August 28, 2006
Committee Meeting Date(s): Sept. 13, 2006 Full Council Date: Sept. 18, 2006
Commissioner Signature W
CAPTION
A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SPACE PERMIT COVERING 553.39 SQUARE FEET OF SPACE AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT WITH KLM ROYAL DUTCH AIRLINES, ON BEHALF OF THE DEPARTMENT OF AVIATION; AND FOR OTHER PURPOSES.
FINANCIAL IMPACT (if any) \$
Mayor's Staff Only
Received by Mayor's Office: 8.39.06 Reviewed by:
Submitted to Council: 9/1/66

A RESOLUTION BY TRANSPORTATION COMMITTEE **06- ℓ** -2036

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SPACE PERMIT COVERING 1,018.59 SQUARE FEET OF SPACE AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT WITH BRITISH CALEDONIAN AIRWAYS, LTD., ON BEHALF OF THE DEPARTMENT OF AVIATION; AND FOR OTHER PURPOSES.

WHEREAS, the City of Atlanta ("City") owns and operates the Hartsfield-Jackson Atlanta International Airport ("Airport"); and

WHEREAS, British Caledonian Airways, Limited ("British Airways") desires to lease 612.69 square feet of space on the Ticketing Level of the North Terminal and 405.9 square feet of space on the Apron Level of Concourse E at the Airport ("Premises"); and

WHEREAS, the City and British Airways desire to execute a Hartsfield-Jackson Atlanta International Airport Space Permit ("HJAIA Permit") covering said Premises; and

WHEREAS, the Aviation General Manager believes that it is in the best interest of the Airport and the City to enter into an HJAIA Permit with British Airways and recommends the execution of the Permit.

THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA, HEREBY RESOLVES, that the Mayor is authorized to execute an HJAIA Space Permit with British Caledonian Airways, Ltd. ("British Airways") which shall contain the following terms, conditions, and provisions:

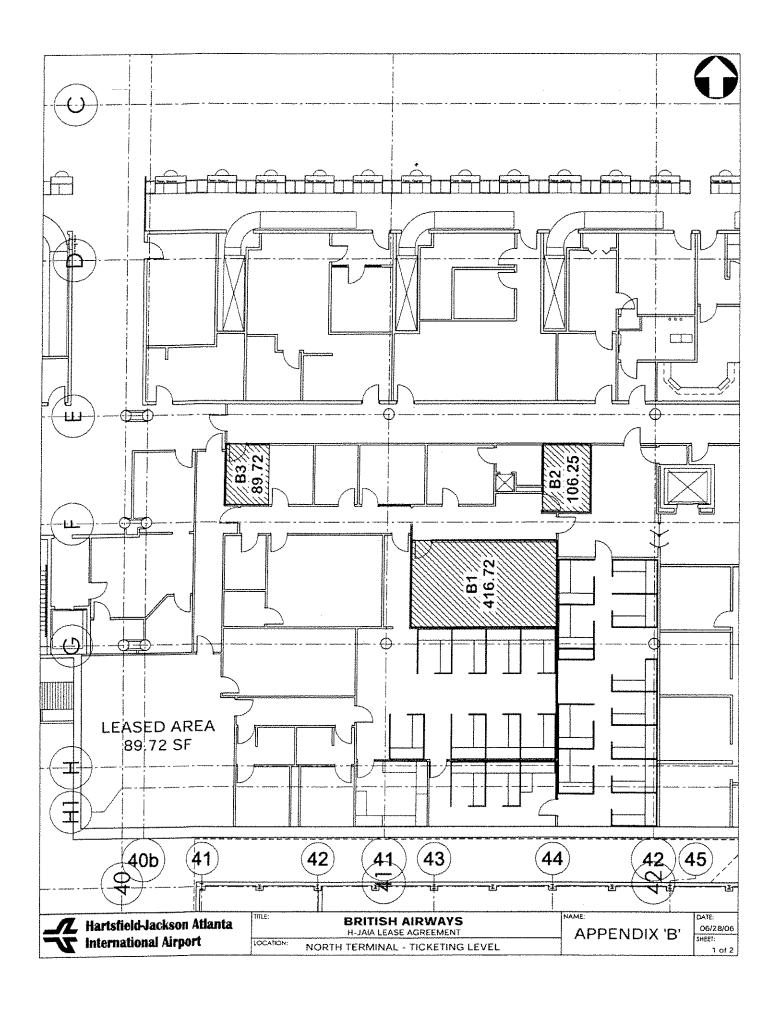
- 1) a term commencing on the date of execution of the Permit and ending on September 20, 2010, which is the date that the various existing Central Passenger Terminal Space Permits are set to expire; and
- rental rates in accordance with the appropriate schedule of rates and charges as published from time to time by Department of Aviation's Finance Department; and
- 3) a provision allowing for the termination of the Permit at the convenience of either party upon thirty (30) days prior written notice to the other; and
- 4) a provision authorizing the Aviation General Manager to approve the expansion, contraction or relocation of leased premises without further act of Council provided that any expansion of the leased premises be limited to not more than 2,000 additional square feet; and

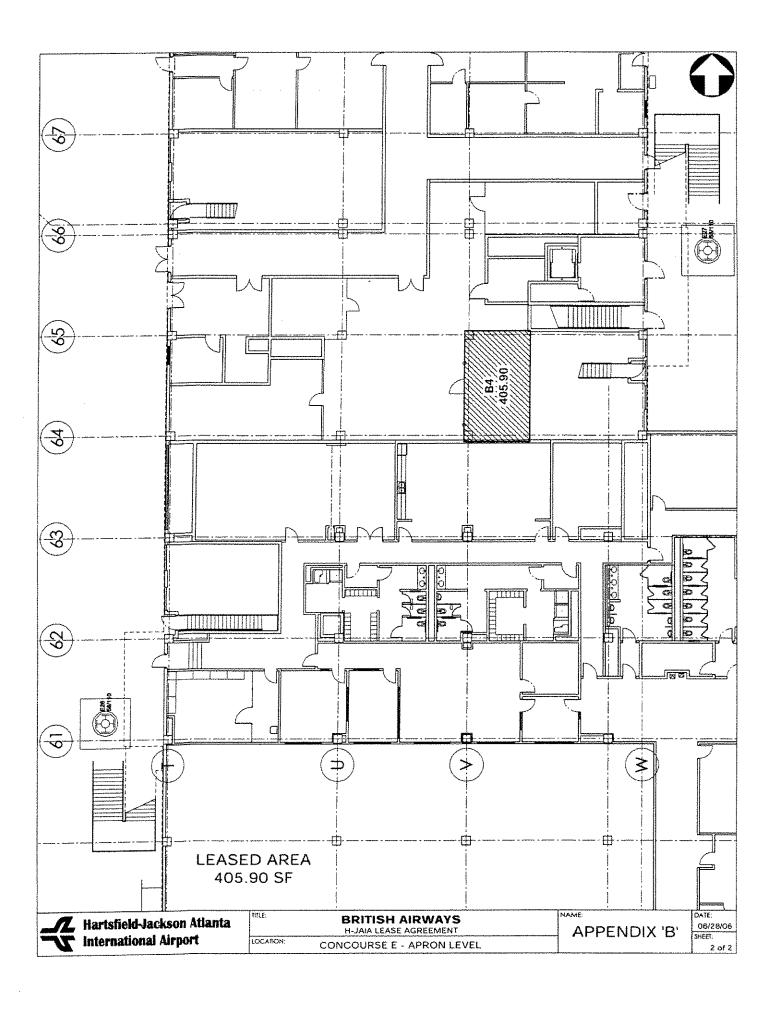
 such other terms and conditions as may be required by City ordinances or state or federal law or which are otherwise deemed appropriate by the Aviation General Manager.

BE IT FURTHER RESOLVED that the City Attorney is directed to prepare an appropriate Agreement for execution by the Mayor.

**BE IT FINALLY RESOLVED** that the Permit will not become binding upon the City, and the City will incur no obligation nor liability under it until it has been executed by the Mayor, attested to by the Municipal Clerk, approved as to form by the City Attorney, and delivered to British Airways.

2





### TRANSMITTAL FORM FOR LEGISLATION

TO: MAYOR'S OFFICE ATTN: GREG PRIDGEON
Legislative Counsel (Signature): Megan S. Middleton My Mulletw
Contact Number: 6207
Originating Department: _Aviation
Committee(s) of Purview:Transportation
Council Deadline: August 28, 2006
Committee Meeting Date(s): Sept. 13, 2006_ Full Council Date: Sept. 18, 2006
Commissioner Signature Miller
CAPTION
A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SPACE PERMIT COVERING 1,018.59 SQUARE FEET OF SPACE AT HARTSFIELD-JACKSON ATLANTA INTERNATIONAL AIRPORT WITH BRITISH CALEDONIAN AIRWAYS, LTD., ON BEHALF OF THE DEPARTMENT OF AVIATION; AND FOR OTHER PURPOSES.
FINANCIAL IMPACT (if any) \$
Mayor's Staff Only
Received by Mayor's Office: 8.19.06 Reviewed by: 10.06 Reviewed by: 10.06
Submitted to Council: $\frac{9/166}{\text{(date)}}$

### AN ORDINANCE BY COUNCILMEMBER NATALYN MOSBY ARCHIBONG

AS AMENDED BY TRANSPORTATION COMMITTEE

> AUTHORIZING THE MAYOR OR HER DESIGNEE TO MAKE HAROLD AVENUE, NE A THREE WAY STOP WHERE IT INTERSECTS WITH MURIEL AVENUE, NE; AND FOR OTHER PURPOSES.

WHEREAS, there is an increasingly growing number of vehicles that are traveling through the intersections of Harold Avenue, NE at Muriel Avenue, NE; and

WHEREAS, there are many families in the area which households run the gamut of senior citizens to elementary age children; and

WHEREAS, residents of the neighborhood in the area surrounding Harold Avenue, NE at Muriel Avenue, NE have expressed their concerns regarding the high volume of traffic that comes through this intersection due, in large measure, to the accessibility of 1-20; and

WHEREAS, there are several churches, a high school, two parks (Oak Grove & Dellwood) and a golf course in the area which places church buses, seniors and children traveling up and down the street in the morning where vehicles are trying to get to the freeway; and

WHEREAS, the lack of a three way stop signs poses a significant hazard and public safety risk to all the residents of the neighborhood.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

<u>SECTION</u> 1: That the Mayor or her designee is authorized to make the intersection at Harold Avenue, NE where it intersects with Muriel Avenue, NE a Three Way Stop and Stop signs should be installed on all approaches to the intersection.

<u>SECTION</u> 2: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

# **COMMITTEE AMENDMENT FORM**

DATE: <u>January 11, 2006</u>

COMMITTEE: <u>Transportation Committee</u>	PAGE(S):
ORDINANCES I.D.#: <u>06-0-0186</u>	SECTION(S): 2 <sup>nd</sup> Whereas
RESOLUTION I.D.#:	PARAGRAPH(S):
AMENDMENT:	
Replace the word "gambit" with "gamut"	

AN ORDINANCE

BY COUNCILMEMBER NATALYN MOSBY ARCHIBONG

AUTHORIZING THE MAYOR OR HER DESIGNEE TO MAKE HAROLD AVENUE, NE A THREE WAY STOP WHERE IT INTERSECTS WITH MURIEL AVENUE, NE; AND FOR OTHER PURPOSES.

WHEREAS, there is an increasingly growing number of vehicles that are traveling through the intersections of Harold Avenue, NE at Muriel Avenue, NE; and

WHEREAS, there are many families in the area which households run the gambit of senior citizens to elementary age children; and

WHEREAS, residents of the neighborhood in the area surrounding Harold Avenue, NE at Muriel Avenue, NE have expressed their concerns regarding the high volume of traffic that comes through this intersection due, in large measure, to the accessibility of I-20; and

WHEREAS, there are several churches, a high school, two parks (Oak Grove & Dellwood) and a golf course in the area which places church buses, seniors and children traveling up and down the street in the morning where vehicles are trying to get to the freeway; and

WHEREAS, the lack of a three way stop signs poses a significant hazard and public safety risk to all the residents of the neighborhood.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

SECTION 1: That the Mayor or her designee is authorized to make the intersection at Harold Avenue, NE where it intersects with Muriel Avenue, NE a Three Way Stop and Stop signs should be installed on all approaches to the intersection.

**SECTION 2:** That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

#### AN ORDINANCE

BY COUNCILMEMBER NATALYN MOSBY ARCHIBONG

AS AMENDED BY TRANSPORTATION COMMITTEE

AUTHORING THE MAYOR OR HER DESIGNEE TO MAKE THE INTERSECTION OF INDIANA AVENUE, NE AND CONNECTICUT AVENUE, NE AN ALL WAY STOP; AND FOR OTHER PURPOSES.

WHEREAS, there is an increasingly growing number of vehicles that are traveling through the intersections of Indiana Avenue, NE and Connecticut Avenue, NE; and

WHEREAS, there are families in the area which households run the gamut of senior citizens to elementary age children; and

WHEREAS, residents of the neighborhood in the area Indiana Avenue, NE and Connecticut Avenue, NE have expressed their concerns regarding the high volume of traffic that comes through this intersection; and

WHEREAS, there are several churches and parks in the area which places citizens and their children traveling the street during the day where vehicles are trying to get to' downtown and other area venues; and

WHEREAS, the lack of four way stop signs at this intersection poses a significant hazard and public safety risk to all the residents of the neighborhood.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA as follows:

<u>SECTION</u> 1: That the Mayor or her designee is authorized to make the intersection at Indiana Avenue, NE and Connecticut Avenue, NE an All-Way Stop and Stop signs should be installed on all approaches to the intersection.

**SECTION 2**: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived in this instance only.

## **COMMITTEE AMENDMENT FORM**

**DATE:** <u>January 11, 2006</u>

COMMITTEE: Transportation Committee	PAGE(S):
ORDINANCES I.D.#: <u>06-O-0189</u>	SECTION(S): 2 <sup>nd</sup> Whereas
RESOLUTION I.D.#:	PARAGRAPH(S):
AMENDMENT:	
Replace the word "gambit" with "gamut"	
•	

AN ORDINANCE

BY COUNCILMEMBER NATALYN MOSBY ARCHIBONG

AUTHORING THE MAYOR OR HER DESIGNEE TO MAKE THE INTERSECTION OF INDIANA AVENUE, NE AND CONNECTICUT AVENUE, NE AN ALL WAY STOP; AND FOR OTHER PURPOSES.

WHEREAS, there is an increasingly growing number of vehicles that are traveling through the intersections of Indiana Avenue, NE and Connecticut Avenue, NE; and

WHEREAS, there are families in the area which households run the gambit of senior citizens to elementary age children; and

WHEREAS, residents of the neighborhood in the area Indiana Avenue, NE and Connecticut Avenue, NE have expressed their concerns regarding the high volume of traffic that comes through this intersection; and

WHEREAS, there are several churches and parks in the area which places citizens and their children traveling the street during the day where vehicles are trying to get to downtown and other area venues; and

WHEREAS, the lack of four way stop signs at this intersection poses a significant hazard and public safety risk to all the residents of the neighborhood.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA as follows:

<u>SECTION 1:</u> That the Mayor or her designee is authorized to make the intersection at Indiana Avenue, NE and Connecticut Avenue, NE an All-Way Stop and Stop signs should be installed on all approaches to the intersection.

**SECTION 2:** That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived in this instance only.

Joyce m. Shepeuf

06-0-0489

AN ORDINANCE
BY COUNCILMEMBER JOYCE M. SHEPERD

AUTHORIZING THE MAYOR OR HER DESIGNEE TO STUDY VEHICULAR AND PEDESTRIAN TRAFFIC ON METROPOLITAN PARKWAY TO DETERMINE THE PLACEMENT OF ADDITIONAL TRAFFIC CALMING SIGNAGE WARNING OF THE SCHOOL ZONE FOR CAPITOL VIEW ELEMENTRY SCHOOL; AND FOR OTHER PURPOSES.

WHEREAS, Capital View Elementary School is located at the intersection of Metropolitan Parkway and Lynnhaven Drive in Southwest Atlanta; and

WHEREAS, there is inadequate northbound and southbound traffic calming signage on Metropolitan Parkway warning drivers of the School Zone; and

WHEREAS, residents of the neighborhood, concerned parents and Capital View Elementary School personnel have expressed their concern at the lack of signage and the speeds at which vehicular traffic travels along this stretch of Metropolitan Parkway and the safety of children; and

WHEREAS, concerned members of this community would like School Zone and Pedestrian signage warning drivers of upcoming Capital View Elementary School placed on Metropolitan Parkway, SW at Dill Avenue, SW on the north and at the north end of Metropolitan College on the south; and

WHEREAS, concerned members of this community would also like any other traffic calming measures available for use along this stretch of Metropolitan Parkway to be implemented.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA as follows:

<u>SECTION</u> 1: That the Mayor or her designee is authorized to conduct a traffic study of Metropolitan Parkway, SW between Erin Avenue, SW and Claire Drive, SW to determine the appropriate placement of School Zone and Pedestrian signage warning drivers of Capital View Elementary School.

SECTION 2: That the Mayor or her designee is further authorized to include in this traffic study an analysis of other traffic calming techniques and/or devices that may be implemented along this stretch of Metropolitan Parkway, including but not limited to a reduction in the speed limit and flashing caution lights.

<u>SECTION</u> 3: That the Council be provided the results of and recommendations from this study within four (4) months of adoption of this legislation.

<u>SECTION</u> 4: That the Mayor or her designee installs the appropriate School Zone and Pedestrian signs and other traffic calming measures identified as a result of this study.

<u>SECTION</u> 5: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived in this instance only.

AN ORDINANCE BY COUNCILMEMBER JOYCE M. SHEPERD

Jone m. s.

AUTHORIZING THE MAYOR OR HER DESIGNEE TO INSTALL TRAFFIC CALMING MEASURES TO REDUCE SPEEDING ON SPRINGDALE ROAD, SW FROM PERKERSON DRIVE, SW TO CLEVELAND AVENUE, SW; AND FOR OTHER PURPOSES.

WHEREAS, there is a concern among the residents and property owners of the neighborhoods in the area with the excess speed of vehicular traffic on Springdale Road, SW between Perkerson Road and Cleveland Avenue; and

WHEREAS, there is a need to reduce the speed of vehicular traffic in order to reduce the number of speed related accidents and to increase the safety of pedestrians in the area; and

WHEREAS, residents and property owners of the neighborhoods affected desire to have additional traffic calming measures installed to help reduce speeding.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA as follows:

<u>SECTION</u> 1: That the Mayor or her designee is authorized to conduct a study of traffic on Springdale Road, SW between Perkerson Road and Cleveland Avenue to determine the appropriate traffic calming measures to use to reduce speeding.

<u>SECTION</u> 2: That the Council be provided the results of and recommendations from this study within four (4) months of adoption of this legislation.

<u>SECTION</u> 3: That the Mayor or her designee is further authorized to implement the traffic calming measures identified by the study, including but not limited to a reduction in the speed limit.

**SECTION 4**: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived in this instance only.

AN ORDINANCE

BY COUNCILMEMBER JOYCE M. SHEPERD

AUTHORIZING THE MAYOR OR HER DESIGNEE TO INSTALL TRAFFIC CALMING MEASURES TO REDUCE SPEEDING ON OAK DRIVE, SE FROM EMPIRE BOULEVARD, SE TO BROWNSMILL ROAD, SE; AND FOR OTHER PURPOSES.

WHEREAS, there is a concern among the residents and property owners of the neighborhoods in the area with the excess speed of vehicular traffic on Oak Drive, SE between Empire Boulevard and Browns Mill Road; and

WHEREAS, there is a need to reduce the speed of vehicular traffic in order to reduce the number of speed related accidents and to increase the safety of pedestrians in the area; and

WHEREAS, residents and property owners of the neighborhoods affected desire to have additional traffic calming measures installed to help reduce speeding.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA as follows:

<u>SECTION</u> 1: That the Mayor or her designee is authorized to conduct a study of traffic on Oak Drive, SE between Empire Boulevard and Browns Mill Road to determine the appropriate traffic calming measures to use to reduce speeding.

<u>SECTION</u> 2: That the Council be provided the results of and recommendations from this study within four (4) months of adoption of this legislation.

SECTION 3: That the Mayor or her designee is further authorized to implement the traffic calming measures identified by the study, including but not limited to a reduction in the speed limit.

**SECTION 4**: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived in this instance only.

AN ORDINANCE
BY COUNCILMEMBER JOYCE M. SHEPERD

AUTHORIZING THE MAYOR OR HER DESIGNEE TO INSTALL TRAFFIC CALMING MEASURES TO REDUCE SPEEDING ON BROMACK ROAD, SE FROM MACON DRIVE, SE TO BROWNSMILL ROAD, SE; AND FOR OTHER PURPOSES.

WHEREAS, there is a concern among the residents and property owners of the neighborhoods in the area with the excess speed of vehicular traffic on Bromack Road, SE between Macon Drive and Browns Mill Road; and

WHEREAS, there is a need to reduce the speed of vehicular traffic in order to reduce the number of speed related accidents and to increase the safety of pedestrians in the area; and

WHEREAS, residents and property owners of the neighborhoods affected desire to have additional traffic calming measures installed to help reduce speeding.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA as follows:

<u>SECTION</u> 1: That the Mayor or her designee is authorized to conduct a study of traffic on Bromack Road, SE between Macon Drive and Browns Mill Road to determine the appropriate traffic calming measures to use to reduce speeding.

<u>SECTION</u> 2: That the Council be provided the results of and recommendations from this study within four (4) months of adoption of this legislation.

<u>SECTION</u> 3: That the Mayor or her designee is further authorized to implement the traffic calming measures identified by the study, including but not limited to a reduction in the speed limit.

<u>SECTION</u> 4: That all ordinances and parts of ordinances in conflict herewith be and the same are hereby waived in this instance only.

AN ORDINANCE
BY COUNCILMEMBERS
MARY NORWOOD AND CLAIR MULLER

06-0-1328

AS SUBSTITUTED
BY TRANSPORTATION COMMITTEE

AN ORDINANCE TO MAKE THE INTERSECTIONS OF NORTHSIDE DRIVE AT KING ROAD, BLACKLAND ROAD. VALLEY ROAD AND TUXEDO ROAD NO TURNS AND THE EASTBOUND INTERSECTIONS OF WEST PACES FERRY ROAD TUXEDO AT ROAD. WOODHAVEN ROAD. **HABERSHAM** ROAD. WEST **ANDREWS** DRIVE. CHATHAM ROAD AND VALLEY ROAD NO-LEFT-TURN. AND FOR OTHER PURPOSES

WHEREAS, A significant amount of cut through traffic occurs in the Tuxedo Park neighborhood; and

WHEREAS, cut through traffic in the area negatively impacts residents and property owners attempting to move about; and

**WHEREAS**, implementation of no turns from Northside Drive and no left turn from West Paces Ferry Road at various intersections in the neighborhood would improve traffic flow and reduce the amount of cut through traffic; and

**WHEREAS**, the citizens and residents of the Tuxedo Park neighborhood desire to have no turns implemented from Northside Drive and no left turn from West Paces Ferry Road at various intersections for the morning rush period.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, as follows:

SECTION 1:

That the intersections of Northside Drive at King Road, Blackland Road, Valley Road and Tuxedo Road be made "No Turns, Weekdays, between the hours of 6:30 a.m. and 9:30 a.m."

SECTION 2:

That the eastbound intersections of West Paces Ferry road at Tuxedo Road, Woodhaven Road, Habersham Road, West Andrews Drive, Chatham Road and Valley Road be made "No-Left-Turn, Weekdays, between the hours of 6:30 a.m. and 9:30 a.m."

SECTION 3:

That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

# CITY COUNCIL ATLANTA, GEORGIA

06-0 -1328

AN ORDINANCE
BY COUNCILMEMBERS MARY NORWOOD AND CLAIR MULLER

AN ORDINANCE TO MAKE THE SOUTHBOUND INTERSECTIONS OF NORTHSIDE DRIVE AT KING ROAD, BLACKLAND DRIVE, VALLEY ROAD AND TUXEDO ROAD AND THE EASTBOUND INTERSECTIONS OF WEST PACES FERRY ROAD AT TUXEDO ROAD, WOODHAVEN, HABERSHAM ROAD, WEST ANDREWS DRIVE, CHATHAM ROAD AND VALLEY ROAD NO-LEFT-TURN, AND FOR OTHER PURPOSES

WHEREAS, A significant amount of cut-through traffic occurs in the Tuxedo Park neighborhood; and

WHEREAS, cut-through traffic in the area negatively impacts residents and property owners attempting to move about; and

WHEREAS, implementation of no left turns on Northside Drive and West Paces Ferry Road at various intersections in the neighborhood would improve the traffic flow and reduce the amount of cut-through traffic; and

WHEREAS, the citizens and residents of the Tuxedo Park neighborhood desire to have no left turns implemented on Northside Drive and West Paces Ferry Road at various intersections for the morning rush period.

NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, as follows:

That the southbound intersections of Northside Drive at King Road, Blackland Drive, Valley Road and Tuxedo Road be made No-Left-Turn, Weekdays, between the hours of 6:30 a.m. and 9:30 a.m.

That the eastbound intersections of West Paces Ferry Road at Tuxedo Road, Woodhaven, Habersham Road, West Andrews Drive, Chatham Road and Valley Road be made no-left-turn, Weekdays, between the hours of 6:30 a.m. and 9:30 a.m.

That all ordinances and parts of ordinances in conflict herewith be and the same are hereby repealed.

A RESOLUTION

(-1572

Councilmember Kwanza Hall

A Resolution requesting that the Mayor or her designee remove those Parking meters on Auburn Avenue from Courtland Street to Jackson Street; and for other purposes

WHEREAS, the City of Atlanta has established parking policies throughout the City of Atlanta whereby parking meters have been installed in an effort to bring some order to the leaving of vehicles along the public rights-of-way; and

WHEREAS, the City also derives funds from these meters that are used solely for the maintenance and installation of those meters; and

WHEREAS, in certain areas of the City, these meters have created a hardship on the business community and is inhibiting the economic viability of those areas and tends to restrict commerce; and

WHEREAS, this is especially true along Auburn Avenue, which is in the process of a major revitalization.

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA as follows:

Section 1: That the Mayor or her designee is hereby requested to remove the parking meters that are located on Auburn Avenue, NE, between Courtland Street and Jackson Street, SE

# AN ORDINANCE BY COUNCIL MEMBER CLAIR MULLER

AN ORDINANCE AUTHORIZING THE MAYOR, ON BEHALF OF THE CITY, TO GRANT A TEMPORARY CONSTRUCTION EASEMENT TO CSX TRANSPORTATION ("CSX") THROUGH TANYARD CREEK PARK, AND TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH CSX SETTING FORTH THE CONSIDERATION TO BE RECEIVED BY THE CITY IN EXCHANGE FOR GRANTING THE CONSTRUCTION EASEMENT; AND WAIVING THE APPLICATION TO CSX OF PROVISIONS OF THE CODE ORDINANCES ATLANTA OF FOR **PURPOSES** OF THE CONSTRUCTION EASEMENT ONLY; AND FOR OTHER PURPOSES.

WHEREAS, CSX owns a timber trestle railway bridge that crosses Tanyard Creek (the "Bridge"). The Bridge contains a single track that carries a significant amount of daily freight rail traffic, and is an important shipping corridor into and out of the City of Atlanta (the "City"); and

WHEREAS, the Bridge is approaching the end of its service life and needs to be replaced to provide for the continued safe operation of the railway; and

WHEREAS, the most feasible access to the Bridge for purposes of replacing the Bridge and constructing a new bridge is through the City's Tanyard Creek Park; and

WHEREAS, CSX has requested a construction easement through Tanyard Creek Park for the purpose of replacing the Bridge; and

WHEREAS, CSX has agreed to make certain improvements to Tanyard Creek Park in exchange for the City's granting the construction easement. The details of these improvements are set forth in a proposed Memorandum of Understanding between CSX and the City; and

WHEREAS, the City will need to waive the application to CSX of certain park rules set forth in Atlanta Code of Ordinances, sections \_\_\_\_\_\_, for purposes of the construction easement only, so that CSX can keep its construction vehicles in Tanyard Creek Park at night and can complete its construction in a timely fashion.

# THE CITY COUNCIL OF THE CITY OF ATLANTA, GEORGIA HEREBY ORDAINS as follows:

**SECTION 1:** That the Mayor be and is hereby authorized, on behalf of the City, to grant a temporary construction easement to CSX through Tanyard Creek Park, the exact dimensions and details of which are set forth in Exhibit A hereto ("Construction Easement").

SECTION 2: That the Mayor be and is hereby authorized, on behalf of the City to enter into a Memorandum of Understanding with CSX, whereby the Memorandum of Understanding sets forth the consideration provided by CSX to the City in exchange for the City's granting to CSX the Construction Easement, and where the Memorandum of Understanding is substantially similar to that attached hereto as Exhibit B ("MOU").

SECTION 3: That the following sections of the Atlanta Code of Ordinances are hereby waived, but only as applied to CSX for purposes of performing work related to the Construction Easement: \_\_\_\_\_\_. Said waiver shall expire upon the expiration of the Construction Easement.

SECTION 4: That the City Attorney or her/his designee is hereby directed to prepare the Conservation Easement, the MOU, and any other documents necessary to implement the intent of this Ordinance, for execution by the Mayor, and the Conservation Easement, MOU, and other potential documents shall be approved as to form by the City Attorney or her/his designee.

<u>SECTION 5:</u> That the Conservation Easement, MOU, and any other potential documents related to this Ordinance shall not become binding upon the City, and the City shall incur neither obligation nor liability thereunder, until the same has been signed by the Mayor and delivered to CSX.

<u>SECTION 6</u>: That all ordinances or parts of ordinances that are in conflict with the provisions of this Ordinance are waived for purposes of this Ordinance only, and only to the extent of the conflict.